



United States Government

NATIONAL LABOR RELATIONS BOARD

Region 8

1240 East 9th Street - Room 1695

Cleveland, OH 44199-2086

Telephone: (216) 522-3715

Fax: (216) 522-2418

www.nlrb.gov

May 12, 2005

Michael Ladesic
4551 Marr Rd.
Pulaski, PA 16143

Re: Valley Industrial Trucks
Case No. 8-RD-2011

Dear Mr. Ladesic:

The above-captioned case, petitioning for an investigation and decertification of representative under Section 9 of the National Labor Relations Act, has been carefully investigated and considered.

I have determined that related unfair labor practice Case No. 8-CA-35665-1 was meritorious and will issue complaint, absent settlement. The complaint would allege that an agent of the Employer told employees to think about signing a decertification petition and interrogated employees concerning their support of a decertification petition. The complaint would allege that this conduct of the Employer's agent unlawfully rendered aid and assistance to employees in the circulation and signing of a petition to decertify the Union as the employees' collective bargaining representative. Inasmuch as I have determined to issue complaint alleging the above-described conduct, the petition in this matter shall be dismissed.

Although dismissed, this representation case is subject to reinstatement if, after final disposition of the charge in 8-CA-35665-1, such would be appropriate and Petitioner herein so

requests within 30 days thereof. The Petitioner will be served with a copy of the order or other document which disposes of the above-cited unfair labor practice proceedings.

Pursuant to the National Labor Relations Board Rules and Regulations, Series 8, as amended, you may obtain a review of this action by filing a request therefor with the National Labor Relations Board, addressed to the Executive Secretary, National Labor Relations Board, Washington, D.C., 20570. A copy of such request for review must be served on the Regional Director and each of the other parties to the proceeding. This request for review must contain a complete statement setting forth the facts and reasons upon which it is based. The request for review (eight copies) must be received by the Executive Secretary of the Board in Washington, D.C., by the close of business on May 26, 2005. Upon good cause shown, however, the Board may grant special permission for a longer period within which to file. The request for extension of time should be submitted to the Executive Secretary of the Board in Washington, D.C., and a copy of any such request for extension of time should be submitted to the Regional Director, and to each of the other parties to this proceeding.

The request for review and any request for extension of time for filing must include a statement that a copy has been served on the Regional Director and on each of the other parties to this proceeding, and the copy must be served in the same or faster manner as that utilized in filing the request with the Board. When filing with the Board is accomplished by personal service, however, the other parties shall be promptly notified of such action by telephone, followed by service of a copy by mail.

Very truly yours,

Frederick J. Calatrello
Regional Director

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

FJC:skb

cc: Executive Secretary
National Labor Relations Board
Washington DC 20570

cc: Valley Industrial

cc: Teamsters 377

cc: Ted Thornton

cc: Thomas Crookes

cc: Robert Moore

cc: Patrick K. Wilson.